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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/712,835	11/13/2003	Ramajeyam Gopalraj	LOT920030016US1	9518
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HOFFMAN WARNICK & D'ALESSANDRO, LLC			EXAMINER	
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			07/16/2007	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

<b>Office Action Summary</b>	Application No. 10/712,835	Applicant(s) GOPALRAJ, RAMAJEYAM	
	Examiner Anil N. Kumar	Art Unit 2174	

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --**

**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 30 April 2007.
- 2a) ☐ This action is **FINAL**.                      2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1-20 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-20 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
     Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
     Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All    b) ☐ Some \*    c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- |  |   |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892)   | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                       | 5) <input type="checkbox"/> Notice of Informal Patent Application                       |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)<br>Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____  |

### DETAILED ACTION

1. This action is in response to the amendment filing of April 30th, 2007.
2. Claims 1, 6, 12 and 17 are amended. Claims 2-5, 7-11, 13-16 and 18-20 are pending and have been considered below.

### ***Claim Rejections - 35 USC § 103***

3. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

4. Claims 1-20 are rejected under 35 U.S.C. 103(a) as unpatentable over Tock et al. (US 7146403 B2) in view of Gelsinger et al. (US 5892511) and in further view of Southgate (5,561,757).

Claims 1, 6, 12 and 17: Tock et al. discloses a method of processing a request in a web application, the method comprising;

- obtaining a request that requires authentication (i.e. ... then the request processing 300 attempts to authenticate 304 the requestor ... col 8 lines 23-37 and Fig. 3);

- and displaying the login in a window (i.e. ... a login page can be returned 308 to the requestor... col 8 lines 23-37 and Fig. 3);

but does not disclose

- locating, based on the request, an ancestor/top-level window of the web application, the ancestor/top-level window being at least one of a sufficient size or adaptable to become of the sufficient size to display a login page;

However, Gelsinger et al. disclose methods for locating top-level window (i.e. ... the window selection agent obtains a listing or other indication of all current top-level windows on the display, step 305... col 7 lines 7-25 and Fig. 3) and ancestor window (i.e. ... For each window, the window's parent is compared with one or more predetermined groups, and if the parent is part of the one or more groups, then that window is included in the set in step 910... cols 10/11 lines 55-7 and Fig. 9), and determining the window size and location (i.e.... window selection agent 230 may determine the size and position of each of the current top-level windows ... col 5 lines 44-52 and Fig. 2). Therefore, it would have been obvious to one having ordinary skill in the art at the time of the invention to provide the feature, as taught by Gelsinger et al., for locating and determining the size and location of a specific window like an ancestor or top-level window, in Tock et al. One would be motivated to locate a specific window, when there could be potentially multiple windows open, and the size of those windows are different.

But, Tock et al. and Gelsinger et al., are silent as to determining the size of the window to be sufficient for displaying information. However, Southgate discloses a method to determine the size of the window so that the displayed information will be functional to the user (i.e. ... determine the smallest size for the dimension that the window can have and still be functional or be useful to the user... column7 lines 51-61). Since Tock et al. disclose "displaying login page", and Gelsinger et al. disclose "determining the ancestor / top-level window", therefore it would have been obvious to one having ordinary skill in the art at the time of the invention to provide the feature, as taught by Southgate., determine the smallest size that the window can have so that the display ( e.g., data, graphics) will be recognizable by the user, in Tock et al. One would be motivated to determine the size of the window, if the information displayed needs some minimum size to be useful for the user.

Claim 2: Tock et al. and Gelsinger et al. and Southgate disclose a system to process web requests, authenticate and return appropriate page in a specific window type like ancestor window, as in claim 1 above. Furthermore, Gelsinger et al. disclose methods for the user to send requests through an active window (col 4 lines 23-26). Therefore, it would have been obvious to one having ordinary skill in the art at the time of the invention to anticipate, as taught by Gelsinger et al., user requests from any windows, like active windows, in Tock et al. One

would be motivated to anticipate requests from any type of window, as the server may have no control on the requests that it receives.

Claim 3: Tock et al. and Gelsinger et al. and Southgate disclose a system to process web requests, authenticate and return appropriate page in a specific window type like ancestor window, as in claim 1 above. Furthermore, Gelsinger et al. disclose methods for manipulating windows like closing an active window (col 5 lines 23-33). Therefore, it would have been obvious to one having ordinary skill in the art at the time of the invention to provide this feature, as taught by Gelsinger et al., like closing an active window, in Tock et al. One would be motivated to provide various window manipulation features that are demanded by web-based applications.

Claims 4: Tock et al. and Gelsinger et al. and Southgate disclose a system to process web requests, authenticate and return appropriate page in a specific window type like ancestor window, as in claim 1 above. Furthermore, Tock et al. disclose, wherein active window comprises a modal window (i.e. ... the requestor is forced to login ... cols 8/9 lines 50-3). Note one of the ways to force the user is making the window "modal".

Claims 5: Tock et al. and Gelsinger et al. and Southgate disclose a system to process web requests, authenticate and return appropriate page in a specific

window type like ancestor window, as in claim 1 above. Furthermore, Gelsinger et al. disclose, wherein ancestor window comprises a top-level window (i.e. ... the selection agent obtains a list of the current top-level windows, step 905... cols 10/11 lines 52-7 –and- ... the window's parent is compared with one or more predetermined groups, and if the parent is part of the one or more groups, then that window is included in the set in step 910... cols 10/11 lines 55-7 and Fig. 9). Therefore, it would have been obvious to one having ordinary skill in the art at the time of the invention to provide the feature, as taught by Gelsinger et al., for determining the ancestor window is top-level window, in Tock et al. One would be motivated to make sure that the ancestor/parent window of the active window is a top-level window if the size of the current window is important.

Claim 7: Tock et al. and Gelsinger et al. and Southgate disclose a system to process web requests, authenticate and return appropriate page in a specific window type like ancestor window, as in claim 6 above. Furthermore, Tock et al disclose methods for receiving information (login) and authenticating that information (Fig. 3).

Claim 8: Tock et al. and Gelsinger et al. and Southgate disclose a system to process web requests, authenticate and return appropriate page in a specific window type like ancestor window, as in claim 7 above. Furthermore, Tock et al disclose methods for fulfilling requests if authentication were successful (Fig. 3).

Claim 9: Tock et al. and Gelsinger et al. and Southgate disclose a system to process web requests, authenticate and return appropriate page in a specific window type like ancestor window, as in claim 6 above. Furthermore, Tock et al disclose methods for determining if the request has been timed out before fulfilling the requests (Fig. 3).

Claim 10: Tock et al. and Gelsinger et al. and Southgate disclose a system to process web requests, authenticate and return appropriate page in a specific window type like ancestor window, as in claim 6 above. Furthermore, Gelsinger et al. disclose methods for assisting window locating and selection (col 5 lines 20-33 and Fig 2) and displaying using standard computer operating system and a window selection agent (col 5 lines 53-65 and Fig. 2). Therefore, it would have been obvious to one having ordinary skill in the art at the time of the invention to provide the feature, as taught by Gelsinger et al., for locating and displaying in a specific window, like ancestor or top-level window, in Tock et al. One would be motivated to provide methods for locating and displaying in a specific mode of display, like ancestor or top-level windows, depending on the applications need such as a requirement to get feed back on a specific page before proceeding to next page.



Claim 11: Tock et al. and Gelsinger et al. and Southgate disclose a system to process web requests, authenticate and return appropriate page in a specific window type like ancestor window, as in claim 6 above. Furthermore, Gelsinger et al. disclose methods for assisting window locating and selection (col 5 lines 20-33 and Fig 2) and displaying using standard computer operating system and a window selection agent (col 5 lines 53-65 and Fig. 2). Therefore, it would have been obvious to one having ordinary skill in the art at the time the invention to provide the feature, as taught by Gelsinger et al., for locating, closing or opening a window and displaying in a specific window, like ancestor or top-level window, in Tock et al. One would be motivated to provide a basic window features like locating, opening or closing windows in addition to specific mode of display, like display in ancestor or top-level windows, depending on the applications need, such as a requirement to display in a specific window and close the window from which the request came from.

Claim 13: Tock et al. and Gelsinger et al. and Southgate disclose a system to process web requests, authenticate and return appropriate page in a specific window type like ancestor window, as in claim 12 above. Furthermore, Tock et al. disclose a system that returns a valid page to user (Fig. 3). Also, Gelsinger et al. disclose methods for assisting window locating and selection (col 5 lines 20-33 and Fig 2) and displaying using standard computer operating system and a window selection agent (col 5 lines 53-65 and Fig. 2). Therefore, it would have

been obvious to one having ordinary skill in the art at the time the invention to provide the feature, as taught by Gelsinger et al., for locating and displaying in specific windows, like hierarchal windows, in Tock et al. One would be motivated to provide a specific mode of display, like hierarchal windows, depending on the applications need such as a requirement to get feed back on a specific page before proceeding to next page.

Claim 14: Tock et al. and Gelsinger et al. and Southgate disclose a system to process web requests, authenticate and return appropriate page in a specific window type like ancestor window, as in claim 13 above. Furthermore, Gelsinger et al. disclose methods for assisting window locating and selection (col 5 lines 20-33 and Fig 2) and displaying using standard computer operating system and a window selection agent (col 5 lines 53-65 and Fig. 2). Therefore, it would have been obvious to one having ordinary skill in the art at the time of the invention to provide the feature, as taught by Gelsinger et al., for displaying the in new window, like top-level window, in Tock et al. One would be motivated to provide a specific mode of display, like a new top-level window, depending on the applications need, such as a requirement that the user need to keep the initial page open, when trying to access a secure page.

Claim 15: Tock et al. and Gelsinger et al. and Southgate disclose a system to process web requests, authenticate and return appropriate page in a specific

window type like ancestor window, as in claim 13 above. Furthermore, Gelsinger et al. disclose methods for assisting window locating and selection (col 5 lines 20-33 and Fig 2) and displaying using standard computer operating system and a window selection agent (col 5 lines 53-65 and Fig. 2). Therefore, it would have been obvious to one having ordinary skill in the art at the time of the invention to provide the feature, as taught by Gelsinger et al., for displaying the ancestor window of a current (child) window, in Tock et al. One would be motivated to provide a specific mode of display, like an ancestor window, depending on the applications need such as a requirement that the user need to be in the ancestor window, when trying to access a secure page.

Claim 16: Tock et al. and Gelsinger et al. and Southgate disclose a system to process web requests, authenticate and return appropriate page in a specific window type like ancestor window, as in claim 12 above. Furthermore, Tock et al disclose methods for receiving information (login) and authenticating that information (Fig. 3).

Claim 18: Tock et al. and Gelsinger et al. and Southgate disclose a system to process web requests, authenticate and return appropriate page in a specific window type like ancestor window, as in claim 17 above. Furthermore, Gelsinger et al. disclose methods for assisting window identification, like the type of active window (col 5 lines 20-33 and Fig 2). Therefore, it would have been obvious to

one having ordinary skill in the art at the time of the invention to provide the feature, as taught by Gelsinger et al., for determining a specific window, like child window, in Tock et al. One would be motivated to provide specific features for window identifications, like type of active window, depending on the applications need such as a requirement for not allowing some operations in a parent window.

Claim 19: Tock et al. and Gelsinger et al. and Southgate disclose a system to process web requests, authenticate and return appropriate page in a specific window type like ancestor window, as in claim 18 above. Furthermore, Gelsinger et al. disclose methods for assisting window identification, like the type of active window (col 5 lines 20-33 and Fig 2). Therefore, it would have been obvious to one having ordinary skill in the art at the time of the invention to provide the feature, as taught by Gelsinger et al., for determining a specific window, like ancestor window, in Tock et al. One would be motivated to provide specific features for window identifications, like type of active window, depending on the applications need such as a requirement for not allowing some operations in a child window.

Claim 20: Tock et al. and Gelsinger et al. and Southgate disclose a system to process web requests, authenticate and return appropriate page in a specific window type like ancestor window, as in claim 18 above. Furthermore, Gelsinger et al. disclose methods for assisting window locating and selection (col 5 lines

20-33 and Fig 2) and displaying using standard computer operating system and a window selection agent (col 5 lines 53-65 and Fig. 2). Therefore, it would have been obvious to one having ordinary skill in the art at the time of the invention to provide the feature, as taught by Gelsinger et al., for locating, closing or opening a window and displaying in a specific window, like ancestor or top-level window, in Tock et al. One would be motivated to provide a basic window features like locating, opening or closing windows in addition to specific mode of display, like display in ancestor or top-level windows, depending on the applications need, such as a requirement to display in a specific window and close the window from which the request came from.

### ***Response to Arguments***

5. Applicant's arguments filed on April 3<sup>rd</sup>, 2007 have been fully considered but they were found not persuasive.

A. Applicant has amended independent claims 1, 6, 12 and 17.

In response, the examiner notes that Tock et al. disclose "a login and authentication process for a web-based application" and, Gelsinger et al. disclose methods for "determining the window type, size and location" and furthermore, Southgate discloses that "one needs to calculate the size of the window to make

sure the information displayed to the user is functional and useful". For details see claim rejections above.

B. Applicant argues, "the switching of Gelsinger does not teach or suggest the locating of the claimed invention".

In response to applicant's argument that there is no suggestion to combine the references, the examiner recognizes that obviousness can only be established by combining or modifying the teachings of the prior art to produce the claimed invention where there is some teaching, suggestion, or motivation to do so found either in the references themselves or in the knowledge generally available to one of ordinary skill in the art. See *In re Fine*, 837 F.2d 1071, 5 USPQ2d 1596 (Fed. Cir. 1988) and *In re Jones*, 958 F.2d 347, 21 USPQ2d 1941 (Fed. Cir. 1992). In this case, Tock et al. disclose "a login and authentication process for a web-based application" (col 8 lines 23-25 and Fig. 3) and, Gelsinger et al. disclose methods for "determining the window type, size and location" (col 7 lines 7-25 and Fig. 3) and furthermore, Southgate discloses that "one needs to calculate the size of the window to make sure the information displayed to the user is functional and useful" (col 5 lines 44-52 and Fig. 2).

C. Applicant respectfully submits that the cited references also fail to teach or suggest displaying the login page in the ancestor window.

In response to applicant's arguments against the references individually, one cannot show nonobviousness by attacking references individually where the rejections are based on combinations of references. See *In re Keller*, 642 F.2d 413, 208 USPQ 871 (CCPA 1981); *In re Merck & Co.*, 800 F.2d 1091, 231 USPQ 375 (Fed. Cir. 1986). The examiner notes that Tock et al. disclose "a login and authentication process for a web-based application" (col 8 lines 23-25 and Fig. 3) and, Gelsinger et al. disclose methods for "determining the window type, size and location", for example ancestor window, (col 7 lines 7-25 and Fig. 3)

- D. Applicant respectfully submits that the cited references also fail to teach or suggest that the locating is performed based on a request that requires authentication

In response, the examiner notes that Tock et al. disclose "a login and authentication process for a web-based application".

- E. Applicant respectfully objects to the Office's use of Official Notice.

In response to Applicant request for reference, the examiner provides citations for Claims 4 and 5. For details see claim rejections above.

***Conclusion***

6. **THIS ACTION IS MADE NON FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO MONTHS** of the mailing date of this final action and the advisory action is not mailed until after the end of the **THREE-MONTH** shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than **SIX MONTHS** from the mailing date of this final action.

7. The prior art made for record and not relied upon is considered pertinent to applicant's disclosure.

- a. Bates et al. (US 6,977,927 B1) discloses an method ans system of allocating storage resources in a storage area network
- b. Hirschfeld et al. (US 2003/0051021 A1) discloses a virtualized logical server cloud
- c. Ballew et al. (US 2005/0251567 A1) discloses a system and method for cluster management based on HPC architecture



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- d. Muthiyan et al. (US 7,107,328 B1) discloses a storage area network (SAN) device logical relationships manager
- e. Watanabe et al. (US 5,561,757) discloses a virtual volume storage

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Anil N. Kumar whose telephone number is (571) 270-1693. The examiner can normally be reached on Wednesdays and alternate Mon-Tue and Thu-Fri EST (Alternate Mon-Tue and Thu-Fri off).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor Kristine Kincaid can be reached on (571) 272-4063. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

ANK

6/29/2007

*Kristine Kincaid*  
KRISTINE KINCAID  
SUPERVISORY PATENT EXAMINER  
TECHNOLOGY CENTER 2100